

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR SPECIAL COUNCIL MEETING
OF
THURSDAY, AUGUST 7, 2003
AT 10:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

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CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Murphy at 10:16 a.m. Mayor Murphy adjourned the meeting at 11:18 a.m. into Closed Session at 9:00 a.m. on Tuesday, September 2, 2003, in the twelfth floor conference room to discuss existing and anticipated litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Murphy-present
 - (1) Council Member Peters-present
 - (2) Council Member Zucchet-present
 - (3) Council Member Atkins-present
 - (4) Council Member Lewis-present
 - (5) Council Member Maienschein-present
 - (6) Council Member Frye-present
 - (7) Council Member Madaffer-present
 - (8) Council Member Inzunza-present
- Clerk-Lane (pr)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Lane called the roll:

- (M) Mayor Murphy-present
- (1) Council Member Peters-not present
- (2) Council Member Zucchet-present
- (3) Council Member Atkins-present
- (4) Council Member Lewis-present
- (5) Council Member Maienschein-present
- (6) Council Member Frye-present
- (7) Council Member Madaffer-present
- (8) Council Member Inzunza-present

ITEM-601: In the Matter of an Extension of Time, to May 1, 2004, of the Good Faith Negotiating Period Set Forth in the 1995 Agreement for Partial Use and Occupancy of San Diego Jack Murphy Stadium between the San Diego Chargers and the City of San Diego.

(Mission Valley and Serra Mesa Community Areas. District-6.)

CITY ATTORNEY'S RECOMMENDATION:

Adopt the following resolution:

(R-2004-207) ADOPTED AS RESOLUTION R-298315

Authorizing and directing the City Manager to execute the Supplement Number Four to the Agreement.

SUPPORTING INFORMATION:

Under the terms of the 1995 Agreement for the Partial Use and Occupancy of Qualcomm Stadium, the San Diego Chargers delivered to the City a "Renegotiation Notice" on March 4, 2003. The delivery of that notice commenced a 90-day period during which the City and Chargers are required to negotiate in good faith regarding certain terms of the 1995 Agreement. The initial 90-day negotiating period was to expire on June 2.

On March 18, 2003, the City Council adopted Resolution R-297734 which directed a City negotiating team to meet with the Chargers pursuant to the delivery of the Renegotiation Notice and pursuant to the recommendations set forth in the final report from the Citizens Task Force on Chargers Issues. On May 19, 2003, the City Council adopted Resolution R-297734, which authorized the City Manager to execute the Supplement Number Three to the 1995 Agreement, extending the good faith negotiating period to August 31, 2003. The respective negotiating teams have been meeting regularly, but a mutually acceptable agreement has not yet been reached.

The proposed Supplement Number Four would extend the good faith negotiating period to and including May 1, 2004. The proposed Supplement Number Four does not affect the City's rights under the 1995 Agreement, including any and all rights to contest the validity of the Renegotiation Notice, or other issues the City may wish to address.

Girard/Uberuaga

FILE LOCATION: MEET (61)

COUNCIL ACTION: (Time duration: 10:17 p.m. - 11:18 p.m.)

MOTION BY ZUCCHET TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-nay, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

NON-DOCKET ITEMS:

NONE.

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ADJOURNMENT:

The meeting was adjourned by Mayor Murphy at 11:18 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Time duration: 11:18 p.m.)